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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	10/601,193	
	Filing Date	06-23-2003	
	First Named Inventor	Jean-Guy COCAIGN	
	Group Art Unit	3612	
	Examiner Name	Jason S. Morrow	
Total Number of Pages in This Submission	10	Attorney Docket Number	033171-50

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Response After RCE Filing <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Declaration and Power of Attorney <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Request for Corrected Filing Receipt with Enclosures <input type="checkbox"/> A self-addressed prepaid postcard for acknowledging receipt <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 19-2380 for the above identified docket number.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	David S. Safran, Reg. No. 27,997 Nixon Peabody LLP 401 9 <sup>th</sup> Street, N.W. Suite 900 Washington, D.C. 20004-2128
Signature	
Date	July 21, 2005

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]	
I hereby certify that this correspondence is being:	
<input checked="" type="checkbox"/> deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop <u>Amendment</u> , Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450	
<input type="checkbox"/> transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at _____	
July 21, 2005 Date	 Signature Kathleen M. McManus Typed or printed name



Docket No. 033171-50

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT application of )  
Jean-Guy COCAIGN ) Group Art Unit: 3612  
Application No. 10/601,193 ) Examiner: Jason S. Morrow  
Filed: June 23, 2003 ) Confirmation No. 6423  
For: ROOF MODULE FOR A MOTOR VEHICLE)

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on July 21, 2005.

K.M. McManus  
K.M. McManus

**RESPONSE AFTER RCE FILING**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The following is presented in response to the Communication mailed June 8, 2005, in connection with the above-captioned patent application, which granted applicant's request for a three month suspension of action.

Attached hereto are drawings prepared on 23 June 2000 (labeled Exhibits A-F) from which a prototype was built in accordance with the invention claimed in the above-captioned patent application. The prototype shown in these drawings was successfully tested on July 3, 2000, prior to November 21, 2001, date for which the Schlecht et al. patent is usable as a reference. Since the Schlecht et al. patent is not claiming the same invention as the present application, establishment of an earlier invention date for purposes of removing the Schlecht et al. patent as reference is permissible.

That these drawings demonstrate that the prototype contained all of the features of the present invention can be seen from the following copy of claim 1 of the above-captioned patent application into which the element number (or location description) and letter of the Exhibit in which the element appears has been inserted in parentheses:

1. Roof module (Exhibits A & C) for closing an opening in a roof of a motor vehicle that extends transversely between two lateral roof elements (shown in broken lines in Exhibit B) and in a lengthwise direction between a front roof element (shown in broken lines at left end of Section X2653.8 in Exhibit C) and a rear roof element (shown in broken lines at left end of Section X2573.9 in Exhibit C), and the lateral roof elements, the front roof element and the rear roof element each having a peripheral rabbet (Exhibits B & C) on edges thereof which border the opening, the roof module comprising:

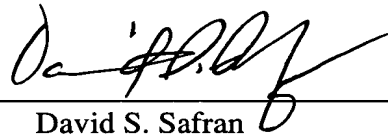
- a glass pane (01 in Exhibits E & F) adapted for permanent connection directly to the peripheral rabbets which border the opening (an adhesive bead being shown attaching the glass pane to the rabbets, e.g., in Section YO Avant in Exhibit F),
- a darkening device (13 in Section YO in Exhibits E & F) which is deployable parallel to an inside surface of the glass pane,
- guide means (shown to the right of vertical line Y-400 in Exhibit B) for guiding the darkening device, the guide means being permanently mounted directly on the inside surface of the glass pane along each of opposite side edges of the glass pane, the guide means interacting with edges of the darkening device,
- a support brace (12 shown near the right end in Exhibit A, in Section Y-31.9 of Exhibit D and in section YO of Exhibit F) mounted on the inside surface along one of front and rear transverse edges of the glass pane, the support brace having a motor drive (90 in Section YO in Exhibits E & F) for driving the darkening device.

The undersigned and the assignee have been trying to locate the inventor, who is presently not available, for purposes of having him execute a declaration under 37 CFR 1.131 establishing the above facts, but have been unsuccessful to date. However, it is expected that the inventor will be located in the near future so that the Examiner is requested to continue to

defer action on this application for as long as possible in order to provide time to obtain and file the noted declaration under 37 CFR 1.131, which declaration will necessitate removal of all rejections based upon the Schlecht et al. patent.

Respectfully submitted,

By: \_\_\_\_\_

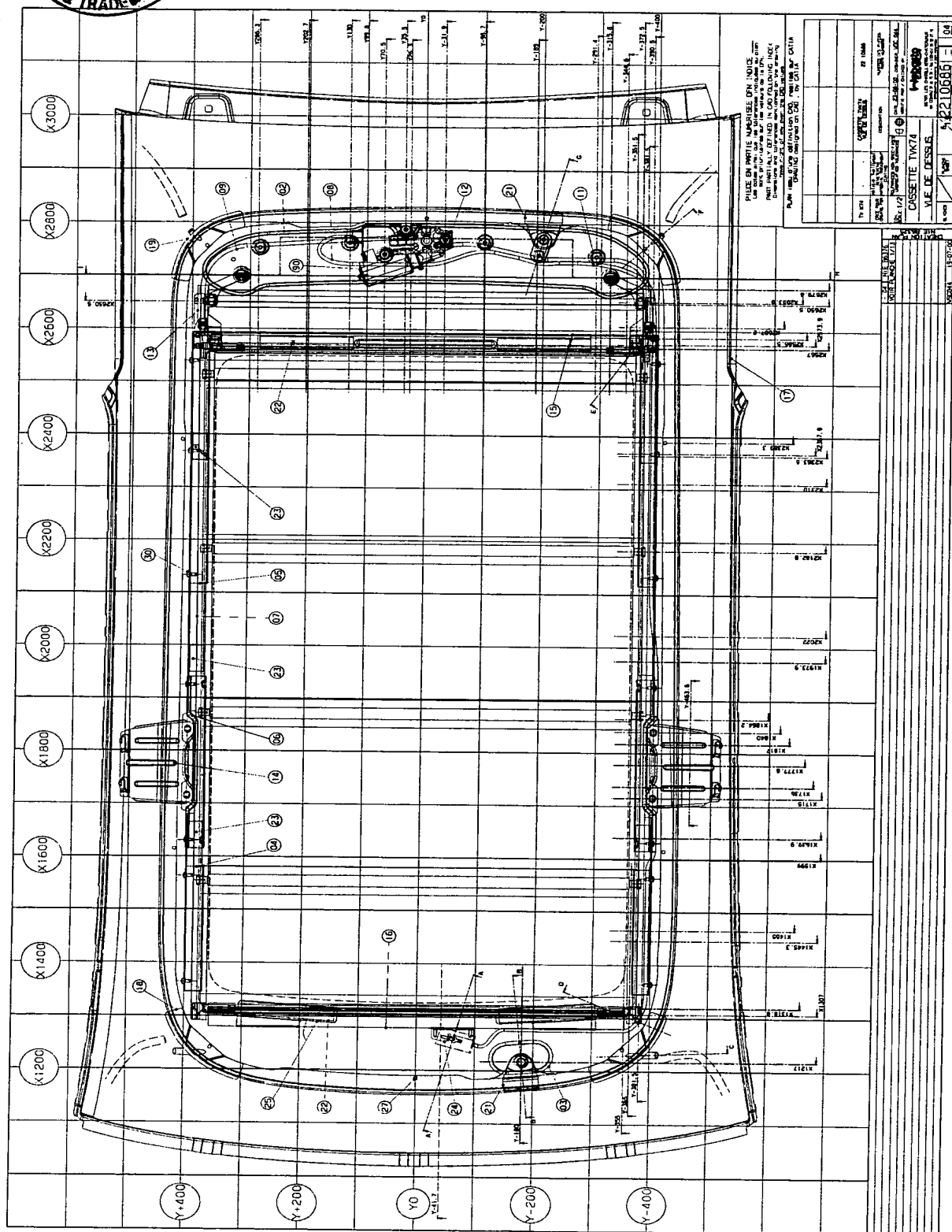
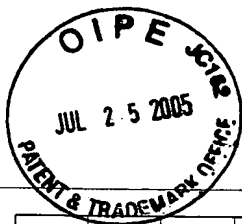


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Washington D.C. 20004

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DSS/kmm



**PIECE EN PARTIE NUMERISEE D'EN INDOCE**  
Les codes ci-dessous ont été tolérances indiquées au plan  
avant d'être tolérances au plan. Les tolérances au plan  
sont partiellement définies par les tolérances au plan.  
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PIEDS EN PARTIE NUMERISE EN INCHES  
Les colonnes sur la gauche indiquent les valeurs en pieds  
Les colonnes sur la droite indiquent les valeurs en inches  
PARTIALLY DEFINED IN CAD FOLLOWING INDEX  
Dimensions and tolerances mentioned on the drawing  
have a right of way over the CAD values

AN issue d'une definition CAD, realised our CATI  
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11. **What is the purpose of the study?**

Power to the People

ACQUITTIE TW7A

ADDITIONAL INFORMATION

SECTION 5

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[illegible]

PIECE EN PARTIE NUMERISEE OFN INVOICE  
 Les codes sur les tolérances indiqués en plan  
 sont prioritaires sur les valeurs de la DFN.  
 PARTIALLY DEFINED IN CARD FOLLOWING INDEX  
 Dimensions and tolerances mentioned on the drawing  
 take priority over the DFN values.

[illegible]

